



UNITED STATES OF AMERICA  
FEDERAL TRADE COMMISSION  
WASHINGTON, D.C. 20580

Bureau of Competition

June 25, 2001

**VIA HAND DELIVERY**



Hon. D. Michael Chappell  
Administrative Law Judge  
Federal Trade Commission  
Room 104  
600 Pennsylvania Avenue, N.W.  
Washington, D.C. 20580

Re: In the Matter of Schering-Plough Corp., Upsher-Smith Laboratories,  
ESI Lederle, Inc., Dkt. No. 9297

Dear Judge Chappell:

On behalf of complaint counsel, I have enclosed two copies of the Stipulation concerning Complaint Counsel's Response to American Home Product Corporation's Motion to Compel Complaint Counsel to Confine Their Theories to the Allegations in the Complaint.

Sincerely,

Bradley S. Albert  
Counsel Supporting the Complaint

cc: Cathy Hoffman, Esq.  
Laura Shores, Esq.  
Christopher Curran, Esq.

UNITED STATES OF AMERICA  
FEDERAL TRADE COMMISSION



In the Matter of

SCHERING-PLOUGH CORPORATION,  
a corporation,

UPSHER-SMITH LABORATORIES, INC.,  
a corporation,

and

AMERICAN HOME PRODUCTS  
CORPORATION,  
a corporation.

Docket No. 9297

**STIPULATION**

Complaint Counsel and Respondent American Home Product Corporation stipulate to the following:

- Complaint Counsel's time to file an answer to American Home Product Corporation's Motion to Compel Complaint Counsel to Confine Their Theories to the Allegations in the Complaint is extended to July 3, 2001; and
- Respondent American Home Product Corporation is permitted to file a reply to Complaint Counsel's Answer to American Home Product Corporation's Motion to Compel Complaint Counsel to Confine Their Theories to the Allegations in the Complaint on or before July 10, 2001;

Dated: June 25, 2001

By: Karen G. Bokat  
Karen G. Bokat, Esq.  
Federal Trade Commission  
601 Pennsylvania Avenue  
Washington, D.C. 20580

Complaint Counsel

By: Cathy Hoffman / by APN  
Cathy Hoffman, Esq.  
Arnold & Porter  
555 Twelfth Street, N.W.  
Washington, D.C. 20004-1206

Counsel for American Home Products

**SO ORDERED:**

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D. Michael Chappell  
Administrative Law Judge

## CERTIFICATE OF SERVICE

I hereby certify that this 25<sup>th</sup> day of June, 2001, I caused an original, one paper copy and an electronic copy of the Stipulation concerning Complaint Counsel's Response to American Home Product Corporation's Motion to Compel Complaint Counsel to Confine Their Theories to the Allegations in the Complaint to be filed with the Secretary of the Commission, and that two paper copies and an electronic copy were served by hand upon:

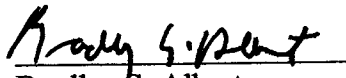
Honorable D. Michael Chappell  
Administrative Law Judge  
Federal Trade Commission  
Room 104  
600 Pennsylvania Avenue, N.W.  
Washington, D.C. 20580

and one paper copy was served via facsimile and overnight delivery upon each person listed below:

Laura S. Shores, Esq.  
Howrey Simon Arnold & White  
1299 Pennsylvania Ave., NW  
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Cathy Hoffman, Esq.  
Arnold & Porter  
555 12<sup>th</sup> Street, N.W.  
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Christopher Curran, Esq.  
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601 13<sup>th</sup> Street, N.W.  
Washington, D.C. 20005

  
Bradley S. Albert